Under the December Destruction Ass of 4005

	ERMINAL DISCLAIMER TO OBVIATE A DOUBLE PATENTING	Docket Number (Optional)
	REJECTION OVER A "PRIOR" PATENT	056291-5180
In re Application of NEWCOMRE et al.		

Application No.: 10/507,163

Filed: September 9, 2004

For PYRIMIDINE COMPOUNDS

The owner*. AstraZeneca AB 100

The owner", AStraZeneca AB of 100 percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application which would extend beyond the expiration date of the full statutory term prior patent No. 6,969,714

as the term of said prior patent is defined in 35 U S.C. 154 and 173, and as the term of said prior patent is presently shortened by any terminal disclaimer. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and such prior patent is commonly owned This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns

In making the above disclaimer, the owner does not disclaim the terminal part of the term of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 and 173 of the prior patent, "as the term of said prior patent is presently shortened by any terminal disclaimer," in the event that said prior parent later:

expires for failure to pay a maintenance fee;

is held unenforceable: is found invalid by a court of competent jurisdiction;

is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321:

has all claims canceled by a reexamination certificate:

is reissued: or

is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.

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The undersigned is an attorney or agent of record. Reg. No. 25,323 January 10, 2008

Donald J. Bird Typed or printed name

202-739-5320

Telephone Number

Terminal disclaimer fee under 37 CFR 1.20(d) included.

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*Statement under 37 CFR 3.73(b) is required if terminal disclaimer is signed by the assignee (owner). Form PTO/SB/96 may be used for making this certification. See MPEP § 324.

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